

HON. FRANKLIN D. BURGESS

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DUANE BOYLE, through his guardians  
Marion and Robert Boyle, et al.

Plaintiffs,

vs.

ROBIN ARNOLD-WILLIAMS, in her  
official capacity as the Secretary of the  
Washington Department of Social and  
Health Services,

Defendant.

CLASS ACTION

Case No. C-01-5687 FDB

STIPULATION AND ORDER  
PERMITTING THIRD AMENDMENT  
OF PLAINTIFFS' COMPLAINT

NOTED FOR CONSIDERATION:  
**September 16, 2005**

**I. STIPULATION**

Plaintiffs Duane Boyle through his guardians Marion and Robert Boyle, Douglas Fenner through his guardians Phillip and Laverna Fenner, Dennis O'Neill through his guardian Karen O'Neill, and Alisha Presson through her guardian Linda Harris (collectively "plaintiffs") and defendant Robin Arnold-Williams ("defendant") hereby stipulate and agree that, with the court's leave, the plaintiffs' complaint may be amended by the Third Amended Complaint.

DATED: September 9, 2005.

ROB MCKENNA, ATTORNEY GENERAL

COLUMBIA LEGAL SERVICES

/s/ William M. Van Hook

/s/ Gregory D. Provenzano

EDWARD J. DEE, WSBA # 15964

GREG PROVENZANO, WSBA # 12794

WILLIAM M. VAN HOOK, WSBA # 33922

Attorneys for Plaintiffs

Attorneys for Defendant

## II. ORDER

THIS MATTER having come before the Court, based upon plaintiffs' Motion for Leave to File Third Amended Complaint and related briefing, it is hereby ordered that plaintiffs' Motion for Leave to Amend is GRANTED for good cause shown pursuant to Fed. R. Civ. P. 15(a) and the plaintiffs' Complaint is amended by their Third Amended Complaint.

DATED this 15<sup>th</sup> day of September 2005.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I certify, under penalty of perjury under the laws of the State of Washington, that on September 12, 2005, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

**A. Mailing Information for a Case 3:01-cv-05687-FDB**

**1. Electronic Mail Notice List**

The following are those who are currently on the list to receive e-mail notices for this case.

- **Amy Louise Crewdson**  
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**2. Manual Notice List**

- **Jane Perkins**  
[perkins@healthlaw.org](mailto:perkins@healthlaw.org)

DATED: September 12, 2005, at Seattle, Washington.

/s/ Stacy A. Hoffman  
Declarant